

**DETERMINATION AND FINDINGS
FOR A
SOLE SOURCE EXTENSION OF
CONTRACT**

Contract No: CW26721
Caption: Non-Emergency Transportation Broker Services
Proposed Contractor: Medical Transportation Management, Inc.
Program Agency: Department of Health Care Finance

FINDINGS

1. Authorization:

D.C. Official Code §2-354.04, 27 DCMR 1304, 1700, 1701, and 2005.6(b)

2. Minimum Need:

The Department of Health Care Finance has a continuing need for a Contractor (Broker) to manage and administer the District's Non-Emergency Transportation (NET) Services for the District's Medicaid Eligible Fee-For-Service (FFS) Recipients.

3. Estimated Reasonable Cost:

The estimated fair and reasonable price to provide the required services during the contract extension period December 15, 2014 through March 14, 2015 in the amount of \$6,804,062.25. It has been determined that the estimated price offered by Medical Transportation Management, Inc. (MTM) and based on market analysis is fair and reasonable. There is no indication that the District would receive a lower price due to the current market.

4. Facts Which Justify Sole Source Procurement:

As a result of a competitive procurement, MTM was awarded the contract to provide Non-Emergency Transportation Services (NET) for the District's Medicaid Eligible fee-for-service (FFS) Recipients. The additional services to be provided through a modification are for the transportation Broker to establish a dedicated system to manage and administer the NET for the District's Department of Disability Services (DDS) Mentally Retarded Developmentally Delayed (MRDD) population as well as address other necessary contract revisions. The total number of the District's eligible FFS Recipients ranges each month between 45,000 and 60,000.

This service is mandated by Federal regulation (42 CFR 431.53). It is critical that the Medicaid beneficiaries continue to receive this service, so that they can attend medical appointments. An interruption in service would be detrimental to the District's most vulnerable residents and could result in additional health problems, or possibly death. If the District fails to provide non-emergency transportation services to the Medicaid recipients, as mandated by D.C. Law, then it would be in direct violation of the law (D.C. Code § 44-504).

To avoid a disruption of these essential services, the District has determined it is in the best interest to extend the Sole Source Contract with MTM to continue providing non-emergency transportation services as defined under the original contractual agreement. All mandatory terms and conditions shall be enforced and remain the same.

The services provided by MTM are necessary to ensure continuity and avoid any stoppage of non-emergency transportation services for the District's Medicaid recipients to attend scheduled medical appointments and minimize any serious disruption in agency operation, whereas, the contractor shall continue to operate with a valid contract.

The sole source extension ensures continuation of service while the District prepares a solicitation for competition and awards a multi-year contract upon Council approval.

This Sole Source is an extension of the emergency contract awarded on August 31, 2012 through December 29, 2012.

MTM has performed the required transportation services satisfactorily since it was awarded the contract.

5. Certification by Agency Head:

I hereby certify that the above findings are correct and complete to the best of my knowledge and belief.

Date

Wayne Turnage
Director

6. Certification by the Contracting Officer

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. The notice on intent to award a sole source contract was posted on OCP website on (TBD) and no responses were received. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Date

Kenneth Evans
Contracting Officer

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under D.C. Official Code § 2-354.04 Sec (a)(b)(c), DCMR 1700 and D.C. Law 18-371. Accordingly, I determine that the District is justified in using the Sole Source Method of Procurement. In addition it is determined that this method is in the best interest of the District.

Date

James D. Staton, Jr.
Chief Procurement Officer